

**BUTTE-SILVER BOW LOCAL GOVERNMENT
STUDY COMMISSION**

**Minutes of the Meeting
January 26, 2006
Butte-Silver Bow Courthouse, First Floor Conference Room**

Meeting Date: January 26, 2006

Time: 5:30 p.m.

Place: Butte-Silver Bow Courthouse, First Floor Conference Room

Call to Order: Chairman Bob Worley brought the meeting to order at 5:35 p.m. and called roll with the following results:

Members Present: Ristene Hall, Dave Palmer, Meg Sharp, Cindi Shaw, Northey Tretheway, Bob Worley, Shag Miller and Ron Rowling

Excused Absences: Tony Bonney and Wayne Harper

Approval of Minutes: Minutes from January 19, 2006 were approved with corrections. Meg Sharp moved the minutes from January 19, 2006 be approved and Shag Miller seconded. The motion carried unanimously.

Comments from Ron Rowling: Ron handed out information on the mills in Walkerville versus Butte. Bob Worley read the total number of mills for Walkerville was 659.45 and Butte was 663.46. Bob Worley commented that it would probably be advantageous for Walkerville to take advantage of BSB's abilities to clean streets and so forth.

Citizen Comments: None.

Items not on agenda: Bob Worley mentioned the meeting with Don Robinson last week regarding employment issues, such as "at will employment" with the Chief Executive. Don Robinson does not have everything prepared but will have the "at will" information to them by next Thursday.

Bob Worley asked Ron Rowling if he had a chance to research the previous duties of the Auditor. Ron replied that he did not.

Bob Worley met with Mary McMahon this week and discussed the issue of them needing a resolution and taking it to the council before it going to the public. Bob stated by doing the certificate to order an election and also a ballot certificate, it clears them as a commission to proceed with ordering an election without having to go before the Council of Commissioners. Bob Worley mentioned if anyone needs information on that they could refer to Section 7-3-187-1(b).

Ken Weaver had mentioned to Bob Worley if they wanted to forward the ballot certificate to him, he would be more than happy to go over it and make necessary corrections if needed.

Bob Worley commented Bob McCarthy would also be involved with the ballot certificate. He would have the final say as the Chief Legal Officer in BSB.

Bob Worley mentioned the book from Ken Weaver, which contained information on preparing the final report. Bob Worley referred to the charter book, which gave examples of letters, certificates, etc.

Northey Tretheway asked if a final report was due approximately the same time the 75 days...

Bob Worley replied that they have to do a final report and send two copies of it. Bob asked Northey if Ken Weaver forwarded the address of whom the final report has to go to in the Department of Administration.

Bob Worley stated the final report should be to Mary McMahon by March 23, 2006 so she could do the ballot preparation.

Bob Worley mentioned the previous discussion they had on having the public hearing on February 21, 2006 at 6:30 p.m. They decided not to have it on the 23rd because two members could not attend that evening.

Bob Worley discussed the publishing of the legal ad for the public hearing.

Northey Tretheway asked if they are going to put out a tentative report first and then have a public hearing? Bob Worley replied they would have a draft for that public hearing. After comments from the public hearing, they will review it and make any revisions or corrections for the final draft.

Northey Tretheway asked when the tentative report was due.

Bob Worley replied the tentative report has to be done before the 21st. Bob discussed that they would need to have a draft of the final report by the second week in February so they have time to get it printed and distributed.

Northey Tretheway asked how long it might take them to put the final report together once they start working on it. Northey clarified they would be issuing what the present charter states and then put a comparison next to it in the charter. They also need to explain why they recommend the proposed changes.

Bob Worley commented it was Ken Weaver's suggestion that they do a couple hundred copies of the draft so they are available for distribution. He also suggested they try and do a one-two sheet mailer explaining what the Study Commission is doing and why.

Shag Miller replied that he checked around on the costs of postage. Shag Miller asked for confirmation on timeline of events. The public hearing would be held on the 21st of February. They would then put together a statement?

Bob Worley replied they would put the statement together prior to the public hearing.

Bobbi Stauffer from the Montana Standard stated that she would be more than happy to do an article a week prior to the public hearing. The article would cover changes and where copies are available.

Meg Sharp commented they would have a supply of them the night of the public hearing so people could pick them up prior to the meeting.

Northey Tretheway suggested they draw a timeline of what needs to be done and the deadlines.

Meg Sharp suggested they start the timeline with March 23, 2006 (75 days prior to the election) and work backwards.

Cindi Shaw asked if that included all the certificates.

Bob Worley replied they have to have the certificate that states to establish and order an election and also the ballot certificate.

Cindi Shaw clarified that it is termed, “establish the date of election” and then “establish the official ballot”. Cindi stated there are three parts to the government charter. First you have to have a certificate to show the existing charter, then a certificate of the proposed amendments and finally an amended charter.

Ristene Hall replied the information is listed in the charter book on page 137.

Bob Worley commented the second part of it, the optional certificate is something they do not need as it regards to consolidation and BSB is already consolidated.

Bob Worley stated there are five items that he referred to on page 137 and asked everyone to make a note of it. Bob Worley asked Jennifer Rozinka to put that information in the minutes.

Page 137- The Required Report Certificates

Montana law calls for the inclusion of certain certificates, signed by a majority of the study commission, in the final report. Some of these are mandatory and some are optional. The required certificates include:

- 1. the plan of government of the existing form,**
- 2. the plan of government of the proposed form or amendments to the existing plan,**
- 3. the date of the special election, which may be held in conjunction with a regularly scheduled election,**
- 4. the form of the ballot question or questions,**
- 5. the dates of the first primary and general elections for officers of a new government and the effective date of the proposal if it is approved.**

Cindi Shaw commented they have a comparison and explanation of proposed charter amendments shown on page 132.

Bob Worley commented in the book they received when they started, there was also the revised charter final report written in there.

Northey Tretheway asked if they were going to do everything together or divide up the work.

Bob Worley stated their draft report is probably going to be close to accurate and would not need many changes when they do the final report. He thought one meeting or an extra night would probably allow time to make any necessary changes to the draft report after the public hearing and still allow time to get it to Mary McMahon by March 23rd.

It was discussed that they hold the public hearing on March 14th at 6:30 p.m.

Meg Sharp commented if they have the public hearing on March 14th that would give them one week and two days until they need to get the final report to Mary McMahon.

Bob Worley replied he would like to make sure they have the time they can to make sure they are comfortable with what they are going to present to the public as a final report.

Cindi Shaw further commented if there is input from the public, they would need to have time to take their comments into consideration.

Bobbi Stauffer replied if they wait that long to hold the public hearing, it is not giving much time from the primacy to what they might learn from the public hearing. She suggested they have an additional week and commented as a member of the public, they have not heard anything about what they are going to propose.

Meg Sharp replied humorously, that Rick Foote could read their minds.

Northey Tretheway suggested they hold the public hearing on March 9th and that would give them two weeks. If they do get a lot of input from the public, they might discover there is too much to take into consideration and will have to wait until the November election.

Ristene Hall asked why they changed the date of the public hearing from February 21, 2006. Bob Worley and Dave Palmer replied it would allow them more time to work on the draft. Ristene Hall suggested they spend extra hours or days, and have the public hearing on the 21st so they are not so rushed.

Cindi Shaw commented they still need to do the flyers and get them mailed out to the public. They need time for the public to respond.

Shag Miller talked with Mary McMahon and they can provide a computer disk containing a list of active registered-voters, which totaled 21,000. Shag stated if they set the mailing up at the Clerk and Recorder's Office it would be 39 cents. If they go to Artcraft Printers, who has a bulk-mailing permit, the postage on each flyer would be 28 cents.

Bob Worley asked if there was a way to combine the registered voters into households to avoid mailing duplicate flyers to the same household and save on postage.

Shag Miller was not sure if they could provide a list of registered voters by household. Shag stated they could send a flyer to every registered voter for \$7,600.00.

Bob Worley discussed Ken Weaver's suggestion of having a mailer and copies available at the courthouse, library and wherever else they decide.

Shag Miller stated they could print a 5 X 7 flyer for 16 cents each.

Dave Palmer asked if they are planning on mailing the existing charter, then the revised and last the simplified charter?

Shag Miller replied the figures he discussed were in regard to the final draft of the existing charter.

Dave Palmer commented they could probably only fit the exact changes on a 5 X 7 flyer.

Bob Worley did not see why they would need to mail the whole charter and could have the whole charter available for people to pick up. Bob Worley thought they just needed a cover letter stating why. He discussed with Ken Weaver, who suggested they have a 2-page mailer with a cover letter of what they are doing and the proposed changes they are doing within the charter. The public is only going to be interested in the changes and if they want to know how the existing charter looks, they will have 200 copies available at various locations such as the courthouse and library.

Cindi Shaw asked if they needed to devote more time to the preliminary up to the public hearing or more time from the public hearing to the final report.

Bob Worley replied that is what they are currently discussing. He thinks February 21st is too soon for the public hearing and is not sure if the 16th of March is too late. He was thinking maybe something in between the two.

Northey Tretheway agreed with Bob but thought they needed to be careful and avoid problems that may arise by them not thinking things through. Northey suggested when they put their report together they have it finalized at least in a draft form so it can be printed on February 23rd. On March 2nd, they would mail out the summary to residents and also have the tentative report ready to go by that time. They would hold the public hearing on March 9th and their deliverable is the final report on March 23, 2006.

Shag Miller commented if they were going to send out a general mailer, he could check on the timing that they need. He believed it would take around a week to ten days.

Northey Tretheway replied the timing on that might change depending on things such as Shag mentioned. If it takes two weeks, they are going to have to shift their timeline. Northey suggested they at least layout a tentative timeline and list the activities that have to be done in a reached timeline.

Bob Worley suggested they move that up one day and that would give them that night to finish the draft and have it ready for Friday, February 24th.

It was decided the public hearing would be on Thursday, March 9, 2006 at 6:30 p.m. They would have two weeks between the public hearing to digest public comment, complete the final report and have to Mary McMahon by March 23, 2006.

Cindi Shaw commented some of those documents could be done in the interim because there is an election date...there is a lot of overlay between the certificates.

Bob Worley went over the timeline. They will have their draft and letter that is going to the public submitted for print on February 24th. They will have it mailed to the general public on March 2nd. Bob Worley had Shag talk to the printers and get a bid from Artcraft and Pit. Shag replied it would have to be with whoever has the bulk-mailing permit. Bob Worley thought they both would have one.

Bob Worley thought they would need the mailer to be on two 8 X 11 sheets, maybe printed on both sides, maybe not, folded in half and stapled.

Dave Palmer thought that would work as long as the print was not too fine so people would not have a hard time reading it.

Shag Miller thought they should wait until they get closer to see what would be needed since it would not take long to get a bid.

Bob Worley thought he should talk with the printers on a time frame to see if that would be pushing things too close to March 23rd.

Cindi Shaw reminded him that there was an election going on and the printers are getting busy.

They discussed the proofing after it is printed.

Bob Worley asked Shag what he thought in regard to the mailer being sent to each household versus each registered voter.

Shag Miller stated that he would ask Mary McMahon if it could be broke down by household.

Ristene Hall suggested since they are going to get the labels and bring them to the Clerk and Recorder's. The labels will show all the names at each address. They can take just one name from that address.

Northey Tretheway replied if it is computer generated, they could sort it by address.

Bob Worley discussed the dates on the timeline. On February 24th, the draft will be ready for print and submitted to the printers. On March 2nd, the mailer will sent out to the public. The public hearing is on March 9th. After the public hearing, they will meet on March 16th to discuss public comments. Bob stated they might need to have an extra meeting between March 9th and March 16th due to public comments. They will work on the final report between March 16th and March 23rd. The final report will be submitted to Mary McMahon on March 23rd.

Northey Tretheway commented if they do change the preliminary report, they would need to have another printing done. It would not need to be mailed but it would need to be available.

Ron Rowling mentioned time needed to be added for the public hearing notice to be published. Ron asked if it needed to go out two weeks prior to the public hearing?

Meg Sharp commented they need to run it three times. Last time, they ran it on Sunday, Monday and Wednesday. Jennifer Rozinka provided Bob Worley with the publication requirements.

Dave Palmer mentioned prior to the public hearing, they were going to invite the council members.

Bob Worley talked with the council members about that. Bob felt they needed a draft to show them so they understand and know what they are doing. Bob suggested they get the draft completed and then have a meeting with the Council of Commissioners. Bob mentioned they might need to hold an extra meeting. Mary McMahon suggested to Bob they present it on the council floor. Bob thought it would take too long to present on the council floor.

Dave Palmer agreed and mentioned that they will have the draft put together before the 24th. He suggested a couple of days before that, they could have another meeting to finalize their plans for the draft and have the council present to go over it with them.

Dave Palmer had Bob Worley discuss what was left to do on his list. Items left to do were the preamble. Bob asked if anyone thought it was necessary to redo the preamble. Northey Tretheway replied that he got a message from Evan and he has one done. Evan is supposed to be forwarding that to him.

Dave Palmer suggested they give Evan until next week to submit it. If they don't receive it by that time, they will leave the preamble as is.

Bob Worley continued to mention to-do items. The next item was Article 3, Legislative Powers.

Cindi Shaw had a citizen's comment that suggested they look at the terms limit for the Council of Commissioners. She suggested they have term limits so there are not commissioners spending 20-years on the board. She felt it would be best to give other people a chance to serve on the commission. It is hard to beat an incumbent.

Shag Miller replied one of the biggest problems they have in state government was caused by term limits. The bureaucrats took over from the elected officials in the legislature. They tried to get rid of term limits and could not do it. Shag stated you ask anyone in state government about the problems caused from term limits. As far as BSB, it was lost.

Cindi Shaw replied that she was bringing a citizen's comment to their attention.

End of Tape 1, Side 1

Bob Worley read the publication notice which stated the notice must be published in the paper as follows: 2 publications as least 6 days apart, the first no more than 21 days before the public hearing and the second no less than 3 days. An easy way to publish is to have the first publication be 14 days before the hearing and the second publication to be 7 days before the hearing.

Dave Palmer suggested they also have a display ad the day before the public hearing.

Meg Sharp commented they should have the first legal ad in on the 23rd of February. The second ad would be in on the 2nd of March.

Bob Worley asked if Meg Sharp and Shag Miller wanted to work on the advertising. Shag Miller stated he would check the invoice on last radio ads that were ran.

Bob Worley suggested Meg check with the newspaper. Sometimes three ads can be run for not a whole lot more than two. Meg replied that is what they did last time. Meg suggested they run it on the previous Sunday, March 5th, Wednesday, March 8th and Thursday, March 9th.

Bob Worley mentioned last time the radio did a two for one ad. Bob believed they had 100 ads on each station.

Bob Worley thought they could run the radio ads on Monday prior to the public hearing until Thursday afternoon, the day of the public hearing.

Bob Worley had Ron Rowling make note for the council chambers for March 9th at 6:30 p.m. If not available let them know immediately.

Bob Worley moved forward with Article 3, composition of the council. Bob had mentioned they decided to maintain twelve commissioners. It will be done with the same term, same election and same qualifications.

Bob Worley moved forward to the powers and duties of the Council of Commissioners. There were no proposed changes.

Bob Worley discussed Section 3.03 (j). That was the first change adding the language “in accordance with State law”.

Section 3.03 (l) the following language was added: the Council of Commissioners shall review, measure and publish the success of the goals established by the Chief Executive on an annual basis.

Northey asked if state needed to be capitalized. Bobbi Stauffer replied that it could be.

Section 3.05, Council of Commissioners procedure public participation...Bob stated they had made the following addition to (d) which stated: if the Chief Executive cannot preside the adopted rules, the Council of Commissioners shall govern.

Article IV, Section 4.02 (6) the following language was added: at all regular meetings.

Section 4.02 (12) the following language was deleted: prepare and provide to the Council of Commissioners and the public an annual report setting forth the activities and accomplishments of the local government. New language: with the advice and consent of the Council of Commissioners, the Chief Executive shall establish annual time phased and measurable goals and objectives which relate to improvement in meeting the following public needs: public safety, community livability, environmental quality, transportation system, public infrastructure, economic development, BSB budget, recreation and other agreed upon objectives that improve the health, welfare and economy of public service. It is also the duty of the Chief Executive to report quarterly at a minimum to the Council of Commissioners and to the public the performance of the Chief Executive in meeting each one of the goals and objectives and the commissioners’ performance ratings in meeting each of these goals and objectives.

Shag Miller felt it was a mission impossible and is opposed to it. He thinks it would be taking up a lot of the Council of Commissioner’s time. He did not think they were going to follow it. He understands what is trying to be done and agrees with it but feels there is too much language in there that makes it inoperable.

Ristene Hall replied that they have taken out enough and yet it is wordy, however, she feels they have taken out the beginning and taken out a portion of (13) that it says what they mean.

Bob Worley replied they would like to make the Chief Executive more accountable to the public.

Cindi Shaw agreed with Ristene that it is important to say it and mention the specifics so there is no question with not only the public but with the Chief Executive. Those are the goals and objectives that are considered to be measurable. Each of the items is very important and it is easy to oversee some of those things because it is not specifically mentioned. If it is written out, there is no question about the responsibilities.

Northey Tretheway suggested a period be put after objectives and take out the language “and the commissioners’ performance ratings in meeting each of these goals and objectives”.

Cindi Shaw suggested after the language that lists all the departments, they could make a break and make that number (13 since it is a different thought.

Bobbi Stauffer commented she would love to do an article next week to give a snapshot of where the Study Commission is and a rough outline of what they propose to put on the June ballot. Meg Sharp handed Bobbi Stauffer a copy of the draft report.

Bob Worley commented that looking back it starts with “the Chief Executive shall...”

Dave Palmer agreed to make it two sections but was looking at the language, “with the advice and consent of the Council of Commissioners.” He did not know if that was the proper language. The idea was for the Chief Executive to work in conjunction with the Council of Commissioners to establish those goals. It is saying he shall with the advice and consent of the council. If the council does not give consent to do this then does he not do it? Dave suggested they re-word to say it will be done but he will work in conjunction with the council to establish those goals.

Northey Tretheway suggested they cross out with the advice and consent of the Council of Commissioners, the Chief Executive shall...then word it, “establish, in conjunction with the Council of Commissioners, annual and time phased measurable goals...”

Dave Palmer suggested after the word, “shall” it should read, by working in conjunction with the Council of Commissioners.

Bob Worley suggested the language be “in conjunction with” and did not think the language “working” needed to be in there. The new language for Section 4.02 (12a) would read, “The Chief Executive shall in conjunction with the Council of Commissioners, establish annual time phased and measurable goals and objectives which relate to the improvements in meeting the following public needs: public safety, community livability, environmental quality, transportation system, public infrastructure, economic development, BSB budget, recreation and other agreed upon objectives that improve the health, welfare and economy of public service.”

The new language for Section 4.02 (12b) read, The Chief Executive should report quarterly at a minimum to the Council of Commissioners and to the public the performance of the Chief Executive in meeting each one of the goals and objectives.

Shag Miller still felt that language was inoperable.

Dave Palmer replied it is only inoperable if BSB gets a Chief Executive that wants to go against the norm and not do things. If BSB gets a good Chief Executive in office, then the logical thing would be for him/her to set goals and measure his/her work performance.

Bob Worley explained the language in that section tells the people what is expected of the Chief Executive; the areas that they find are important to the people of Butte.

Shag Miller replied that he felt the Chief Executive already does that naturally in doing his/her job.

Dave Palmer replied some do and some do not. Goals are a good thing.

Bob Worley replied they do not want generalized feedback.

Shag Miller stated again that he knows what they are trying to do but feels it is inoperable. He believes the natural force of the Chief Executive doing his job and the Council of Commissioners doing their job accomplishes things.

Ristene Hall asked without reporting to the people?

Shag Miller replied it would be reported to the people at election. That is the report card.

Northey Tretheway replied a lot of times people do not know what the report card says. Northey commented there is a tendency for communities to be moving towards a manager form of government. In this case, BSB has seen an inability to try and get things done at times because the Chief Executive is doing one thing and the Council of Commissioners is doing something else. Northey explained they are trying to get them working more closely together.

Ristene Hall stated this was extremely important and as a past commissioner, there is very little community participation at the council unless they have to be there for something important. If that information is brought out at the public hearing, it could generate some interest in the government and people may become more involved.

Bob Worley reviewed Section 4.02 (13b) was deleted entirely. Bob Worley read...on an annual basis and using local media to publish in one page the following information: a one page summary of BSB preliminary budget compared against the actual budget from the previous year. The summary must include delineated sources of funds, taxes, bonds, grants, royalties, interests, etc. The uses of these funds by department, division, etc. and delineated between labor, materials and other items and capital projects.

Bob Worley summarized what they would like to see is how BSB monies are spent and where that money comes from.

Meg Sharp suggested the use of a simplified pie chart that the public could understand.

They want to know what is being spent for labor, materials, etc. and where the monies came from.

Shag Miller stated there used be...either annually or semi-annually a full page that was a required legal.

Northey Tretheway mentioned the brochure that Ristene Hall had from Great Falls that summarized in bar charts and graphs what the government was going to do with the money.

Bob Worley commented if the council comes back to them and says, "hey what are you guys looking for?" they have some examples and they can choose what they would like to put out to the public in regard to printed material. Bob did not think it would have to go to every household. It could be published in the newspaper or located in the courthouse and library available for people to pick up. It could also be viewed online.

Bob Worley asked if the general public would understand the word delineated. Cindi Shaw suggested they replace it with separated.

It was decided that they replace the first use of delineated in the sentence with separate and the second used of delineated with separated.

Northey Tretheway asked if Butte-Silver Bow had to be written out.

Northey Tretheway suggested in the preamble they have the language read, "Butte-Silver Bow" and BSB in parenthesis following it so people would know what it stands for.

Cindi Shaw agreed with Northey's suggestion.

Dave Palmer suggested they eliminate BSB and place a period after process. It is understood that is BSB.

They removed language from Section 4.02 (c) and decided if the Chief Executive needs an aide or an assistant he would go to the Council of Commissioners and it would be done by ordinance.

They are going to bypass (d) since they are waiting for Don Robinson's report.

Bob Worley moved forward with Section V. Bob state he visited with Jim Michelotti and he stated they ran into all sorts of opposition with trying to eliminate an elected position in BSB. There was still a question about the Superintendent of Schools. Jim mentioned to Bob that it was their intention that the Superintendent of Schools, if it could have been done the last time the charter was changed, would have been for him/her to go to School District 1 and they would all be consolidated under the Superintendent of Schools for District 1. Jim did not believe they would be able to get it passed by the people.

Bob Worley commented he would like to see an elected Superintendent over School District 1.

Dave Palmer thought a question they were going to ask Bob McCarthy was if state law...

Bob Worley read from the MCA 2005. It stated part-time office is allowed.

Bob Worley asked if the County Superintendent of Schools was in the Teamster's Union or was it just the principals?

Dave Palmer replied he negotiates his contract with the Board of Trustees.

Shag Miller commented the Superintendent and Business Manager are not union.

Dave Palmer commented the question that needed to be answered by Bob McCarthy is could that person be over School District 1?

Northey Tretheway asked if the Superintendent of School District 1 report to the County Superintendent of Schools. He believed the answer was yes.

Dave Palmer commented the County Superintendent is responsible for overseeing the budget for all the districts.

Bob Worley commented he was just passing along information he acquired from Jim Michelotti.

Bob Worley discussed the duties of the County Superintendent from MCA.

Dave Palmer thought state law says you have to have an elected County Superintendent of Schools and the last Study Commission tried to eliminate that. Dave did not think they could do that.

Northey Tretheway commented what Dave is suggesting is the County Superintendent of Schools would be over all the school districts. He thought the only ones that would be against it are the county schools.

Dave Palmer commented they probably would not find anyone to run for County Superintendent since the Superintendent of School District 1 makes about \$90,000 a year. The elected one makes around \$30,000.

Northey Tretheway believed they would get a lot to run if they raised the salary.

Meg Sharp mentioned when Ed Heard last spoke to them on January 20th, he said he had a budget of \$95,000. There were 30-35 students in Melrose and Divide. Ramsay had a 130 and there were 100 home schooled. Meg believed the figures Tony keeps giving them are higher than that.

Bob Worley replied there were 165-175 students that BSB is now spending around \$100,000 a year to see that is controlled by the County Superintendent of Schools. Bob Worley believed he signs off on the budget of School District 1.

Shag Miller commented School District 1 is 60% of the whole budget.

Northey Tretheway replied that is a huge number for someone who is not directly reportable to the citizens.

Bob Worley commented they are worried about 35% of the budget when the School District is controlling 65% of the budget. They need to appreciate what county officials do with the amount of money allotted.

Ristene Hall mentioned an article that mentioned there was \$10,000 spent per child each year in the U.S. for education. There is over \$30,000 spent per inmate.

Northey Tretheway suggested they put it up for vote and see what the people decide.

Bob Worley commented they have a transition time at the end and need to come up with an answer on where they come up with the Superintendent of Schools.

Northey Tretheway commented during the next time a County Superintendent runs, that is when the next one would take over the Superintendent of County and School District 1.

Shag Miller replied they would need to write transition language for that.

Dave Palmer thought he was going backwards. He thought they would keep an elected County Superintendent of Schools. It is not going to affect any of those school districts. The only it would affect is if you only had one elected that did all of the school districts...School District 1 and that position would be eliminated and under the County Superintendent of Schools which is an elected position. The transition would not take effect until his contract is up in 2 years.

Northey Tretheway asked would that be the right thing to do.

Dave Palmer wanted them to ask Bob McCarthy if there was a state law that says if a district is over so many people do they have to have a separate Superintendent of Schools?

Bob Worley asked if they would like to keep it open and ask Bob McCarthy.

Meg Sharp reminded everyone when they had other communities talk to them, they discussed how many times it took to get something through and they finally got it through. It was rejected several times but they kept putting it through until it got passed.

Dave Palmer mentioned how the previous Study Commission tried to supercede state law by eliminating the elected position. State law says you have to have an elected position and he did not feel they were right by asking that. Dave stated unlike them, they are trying to have the elected one do all of the county schools including School District 1.

Northey Tretheway asked if they were going to discuss the Superfund issue.

Bob Worley asked Ron Rowling to copy and provide everyone with the list of things they still need to do.

Date of Next Meeting: February 2, 2006.

Adjournment: Dave Palmer moved for adjournment and Meg Sharp seconded. The motion carried and the meeting adjourned at 7:45 p.m.